

AN ORDINANCE

98187

ESTABLISHING A RECORDS PRESERVATION FEE IN THE AMOUNT OF \$1.00 PER BIRTH OR DEATH CERTIFICATE SOLD, INCREASING THE TOTAL FEE FOR THE PURCHASE OF A CERTIFICATE FROM \$11.00 FOR BIRTH CERTIFICATES OF INDIVIDUALS BORN IN SAN ANTONIO/BEXAR COUNTY, \$12.83 FOR BIRTH CERTIFICATES OF INDIVIDUALS BORN ANYWHERE IN TEXAS AFTER 1925, \$9.00 FOR THE FIRST COPY OF A DEATH CERTIFICATE, AND \$3.00 FOR ADDITIONAL COPIES OF THE SAME DEATH CERTIFICATE TO \$12.00 FOR BIRTH CERTIFICATES OF INDIVIDUALS BORN IN SAN ANTONIO/BEXAR COUNTY, \$13.83 FOR BIRTH CERTIFICATES OF INDIVIDUALS BORN ANYWHERE IN TEXAS AFTER 1925, \$10.00 FOR THE FIRST COPY OF A DEATH CERTIFICATE, AND \$4.00 FOR ADDITIONAL COPIES OF THE SAME DEATH CERTIFICATE; AMENDING THE CURRENT RATE STRUCTURE FOR RABIES VACCINATION FEES TO ESTABLISH A \$20.00 FEE FOR EACH THREE-YEAR RABIES VACCINATION PROVIDED TO A DOG OR CAT; INCREASING THE ANNUAL BOVINE OR EQUINE LIVESTOCK PERMIT FEE FROM \$125.00 TO \$150.00 PER LOCATION AND THE ANNUAL FEE FOR KEEPING OTHER LIVESTOCK FROM \$40.00 TO \$50.00 PER LOCATION; INCREASING THE ANNUAL HORSE/HORSE DRAWN CARRIAGE INITIAL PERMIT FEE AND RENEWAL FEE FROM \$35.00 TO \$45.00 PER HORSE; INCREASING THE FEE FOR A DENTAL APPOINTMENT FROM \$6.00 TO \$10.00 PER APPOINTMENT; CONVERTING THE WATER TESTING FEE FROM ONE-TIER OF \$15.00 PER TEST TO THREE-TIERS WITH RATES AS FOLLOWS: \$15.00 PER TEST FOR ENTITIES PURCHASING LESS THAN 25 TESTS AT ONE TIME, \$12.50 PER TEST FOR ENTITIES PURCHASING 25 TO 50 TESTS AT ONE TIME, AND \$10.00 PER TEST FOR ENTITIES PURCHASING GREATER THAN 50 TESTS AT ONE TIME; INCREASING THE CROSS CONNECTION SURVEY FEE FROM \$75.00 TO \$95.00 PER SURVEY; INCREASING THE ASBESTOS DEMOLITION INSPECTION FEE FROM \$75.00 TO \$95.00 PER INSPECTION; INCREASING THE MOBILE LIVING PARK LICENSE FEE FROM \$25.00 TO \$30.00 PER SPACE PER YEAR; INCREASING THE AIR POLLUTION INSPECTION FEE FROM \$350.00 TO \$400.00 PER SOURCE; AND AMENDING CHAPTERS 2, 5, 15, 18, 26 AND 33 OF THE CITY CODE TO REFLECT THESE ADDITIONS AND CHANGES.

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WHEREAS, the San Antonio Metropolitan Health District maintains and issues birth and death records through its Vital Statistics Registrar; and

WHEREAS, the San Antonio Metropolitan Health District inoculates adopted or reclaimed dogs and cats from its Animal Care Facility with an antirabies vaccine and conducts periodic rabies vaccination drives for the public health benefit of the community; and

WHEREAS, the San Antonio Metropolitan Health District issues annual permits allowing persons to keep bovine, equine and other livestock within the corporate city limits; and

WHEREAS, the San Antonio Metropolitan Health District operates various public health and dental clinics and collects fees for appointments, issuance of copies of records, or other services; and

WHEREAS, the San Antonio Metropolitan Health District regularly performs inspections and tests to protect the environment, and the health and safety of residents and visitors; and

WHEREAS, the San Antonio Metropolitan Health District operates a regional public health laboratory in collaboration with the Texas Department of Health (TDH) and the Texas Commission for Environmental Quality (TCEQ) that performs environmental tests, clinical tests, and public drinking water tests; and

WHEREAS, the personnel and other related costs to provide said services and inspections have increased and it is necessary to establish new fees and revise the existing fees for these activities;
NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The fee charged by the Vital Statistics Division of the San Antonio Metropolitan Health District for the issuance of certified copies of birth and death certificates is hereby increased by \$1.00 per certificate sold to offset the cost of records preservation as permitted by State law.

SECTION 2. City Code **Section 2-2. Registration of vital statistics, fees for records. (b) and (c)** are hereby amended to read as follows:

(b) *Fee for records other than death certificates.* Except in the case of certified copies of death certificates, the registrar shall issue to a properly qualified applicant a certified copy of any records within registrar's keeping upon payment of a fee of twelve dollars (\$12.00).

(c) *Fees for death certificates.* The registrar shall issue to a properly qualified applicant a certified copy of any certificate of death within the registrar's keeping upon payment of a fee of ten dollars (\$10.00). Additional copies of the same death certificate may be provided to the applicant upon payment of a fee of four dollars (\$4.00) for each additional copy issued, providing that application for the additional copy is made on the same date and on the same application as the first certificate.

SECTION 3. City Code **Section 2-2. Registration of vital statistics, fees for records.** is hereby amended to add **(g)** as follows:

(g) When Texas birth and death records are not available locally, the vital statistics registrar may electronically access certified copies of birth and death records from the

Vital Statistics Registrar for the State of Texas and provide said documents for sale to qualified applicants upon receipt of the fees established in Section 2-2 (b) and (c) and any additional fees or surcharges assessed by the State of Texas for access to said documents.

SECTION 4. If the owner of a dog or a cat cannot present proof that the animal is currently immunized against rabies, a rabies vaccination, effective for three (3) years, must be administered before the animal can be released to the owner. The owner will be assessed a fee of \$20.00 for this service.

SECTION 5. City Code **Section 5-209. Charges for reclaiming, adopting impounded animals; liability of claimant.** (b) is hereby amended to read as follows:

(b) No animal shall be released from the animal care facility without the owner presenting proof that the animal has had a rabies vaccination in compliance with the requirements of state law. An owner of any dog or cat who cannot provide proof of said rabies vaccination shall be subject to a fee of twenty dollars (\$20.00) for rabies vaccination of each dog or cat. An owner of any domestic ferret who cannot provide proof of said rabies vaccination shall be subject to a fee of ten dollars (\$10.00) for rabies vaccination of each domestic ferret. In addition, if an animal is unlicensed the owner shall pay the license fee as outlined in section 5-160 above and no animal shall be released without obtaining said animal license.

SECTION 6. The permit fee charged by the San Antonio Metropolitan Health District for keeping livestock in the city is hereby increased to \$150.00 per year for bovine or equine livestock and to \$50.00 per year for any other livestock.

SECTION 7. City Code **Section 5-63. Fees.** (1) and (2) are hereby amended to read as follows:

- (1) A person who keeps bovine or equine livestock shall pay a fee of one hundred fifty dollars (\$150.00) per year or any fractional part thereof;
- (2) A person who keeps any other livestock as defined in this article shall pay a fee of fifty dollars (\$50.00) per year or any fractional part thereof.

SECTION 8. The dental appointment clinic fee charged by the San Antonio Metropolitan Health District is hereby increased to \$10.00 per appointment.

SECTION 9. City Code **Section 15-2. (a) Fees for services from health department.** is hereby amended to read as follows:

(a) In cases of appropriate covered Medicaid Dental Services the city dental clinic fees will equal the community's prevailing Medicaid reimbursement rate. Fees will be assessed on a sliding scale based on the patient's family income. In addition to the sliding fee scale all patients will be required to pay a ten dollar (\$10.00) appointment fee. No

patient otherwise qualified to receive dental health clinic services will be denied said services based on an ability to pay the established fee.

SECTION 10. The water bacteriology test fee charged by the San Antonio Metropolitan Health District of \$15.00 per test is hereby amended to provide tier-based volume discounting for water purveyor customers submitting twenty-five (25) or more samples at one time.

SECTION 11. City Code Section 15-4. Fee for water bacteriology test. is hereby amended to read as follows:

A fee in the amount of fifteen dollars (\$15.00) per test is hereby established for all persons requesting a water bacteriology test from the health department laboratory except water purveyors submitting 25 to 50 samples for testing at one time will be charged \$12.50 per test and water purveyors submitting greater than 50 tests at one time will be charged \$10.00 per test. No fee will be required for water bacteriology tests performed for units of state or local health departments so long as the health department laboratory is classified as a Regional Contract Laboratory by the Texas Department of Health.

SECTION 12. The cross connection survey fee charged by the San Antonio Metropolitan Health District is hereby increased to \$95.00 for each inspection performed.

SECTION 13. City Code Section 15-18. Cross connection survey fees. is hereby amended to read as follows:

All individuals or businesses requesting a cross connection survey inspection from the health department shall pay a ninety-five dollar (\$95.00) fee for each cross connection survey inspection performed. Fees shall be paid before surveys or inspections are performed. Fees collected under this section shall be deposited into the city general fund.

SECTION 14. The asbestos demolition inspection fee charged by the San Antonio Metropolitan Health District is hereby increased to \$95.00 for each site inspected.

SECTION 15. City Code Section 15-19. Asbestos inspection fee. is hereby amended to read as follows:

All individuals and/or businesses requesting an asbestos demolition inspection from the health department shall pay a ninety-five dollar (\$95.00) fee for each site inspected. Fees shall be paid before inspections are performed. Fees collected under this section shall be deposited into the city general fund.

SECTION 16. The annual mobile living park license fee charged by the San Antonio Metropolitan Health District is hereby increased to \$30.00 per space per year.

SECTION 17. City Code Section 18-14. License fee. is hereby amended to read as follows:

In order to defray a part of the expense necessary to provide surveillance and supervision of mobile living parks under the provisions of this chapter, and other applicable ordinances of the city, there is hereby established a license fee of thirty dollars (\$30.00) per annum for each useable mobile living park site, occupied or unoccupied. The license fee shall be payable by the park owner. The license fee shall be collected by the public health department before a license or any renewal thereof is issued to operate such mobile living park. The license fee shall be based upon the number of useable sites as of October 1st, which is the first day of each licensing year, plus any additional sites that are made useable on any day of the license year, and shall be payable annually, in advance, not later than the last day of October of the new licensing year or upon making the site useable. The public health department shall issue a receipt therefor on a form to be prepared for that purpose. No sites may be made useable during the licensing year which are not licensed on October 1st without first paying the thirty dollar (\$30.00) annual license fee per space. If one structure or combination of structures on one site overlaps onto a second site, regardless of the nonuse of the second site's utility hookups, the second site shall incur the license fee. If the park owner also owns the structure on a site, the leasing of the structure constitutes leasing of the site on which it is situated for purposes of this chapter.

SECTION 18. The annual air pollution inspection fee charged by the San Antonio Metropolitan Health District is hereby increased to \$400.00 per source.

SECTION 19. City Code Section 26-21. Air pollution inspection fee. is hereby amended to read as follows:

In order to defray a part of the expense necessary to provide inspection, surveillance and monitoring of air pollution sources in the city there is hereby levied an air pollution inspection fee of four hundred dollars (\$400.00) per annum for each permanent and moveable source in the city that has aggregate total emission of less than fifty (50) tons per year. This fee shall be collected by the public health department of the city and be deposited into the city general fund. The fee shall be payable in advance on an annual basis, not later than the last day of October of any year, and shall cover the city fiscal year. The public health department shall issue a receipt therefor on a form to be prepared for that purpose.

SECTION 20. The permit fee charged by the San Antonio Metropolitan Health District for a horse/horse drawn carriage in the city is hereby increased to \$45.00 per year for each horse/horse drawn carriage.

SECTION 21. City Code Section 33-461. Horse license required. (c) is hereby amended to read as follows:

- (c) An application for a horse license shall be accompanied by the horse license fee (annual) in the amount of forty-five dollars (\$45.00), or the horse license fee (renewal) in the amount of forty-five dollars (\$45.00).

SECTION 22. The financial allocations in this ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 23. This ordinance shall be effective on October 1, 2003.

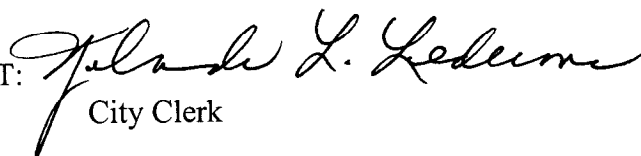
PASSED AND APPROVED this 18th day of September, 2003.



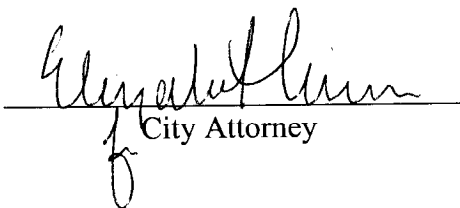
M A Y O R

EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM


City Attorney